

"PATENT"

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Stephen M. Davis et al

U. S. Serial No. 09/818,439

Filed: March 27, 2001

PRODUCTION OF DIESEL FUEL  
FROM BITUMEN

) Before the Examiner  
) James Arnold, Jr.

) Confirmation Number: 2056

) Group Art Unit: 1764

) Family Number: P2001J016

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Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

REPLY BRIEF

Enclosed herewith is a Terminal Disclaimer.

REMARKS

The Office Action of December 19, 2003 has been received and reviewed. This submission is in response to that Action.

CERTIFICATION OF FACSIMILE TRANSMISSION		
I hereby certify that this paper is being facsimile transmitted to the Commissioner for Patents facsimile number 1-703-872-9310 on the date shown below.		
<u>KATHLEEN A. KUNA</u>	<u>Kathleen A. Kuna</u>	<u>JANUARY 8, 2004</u>
Type or print name of person signing certification	Signature	Date



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Double Patenting

The Examiner rejected claims 1 through 17 of the present application under the judicially created doctrine of obviousness type double patenting over claims 1 through 18 of U.S. Patent 6,540,023. Applicants have submitted herewith a Terminal Disclaimer, thus obviating this rejection.

Applicants believe that the claims are patentable and that this application is in condition for allowance, and such favorable action is respectfully requested. If any questions or issues remain, the resolution of which the Examiner feels would be advanced by a conference, he is invited to contact Applicants' attorney at the telephone number listed below.

Respectfully submitted,



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☒ Pursuant to 37 CFR 1.34(a)

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1/7/2004